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IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

) Civil No.: 07 CV 2905 (RJS)
)
Great American Tool Company, Inc.,) **ECF CASE**
a New York Corporation,)
)
Plaintiff,)
)
vs.)
)
Columbia River Knife and Tool Co.,)
an Oregon Corporation,
Defendant.

**PLAINTIFF GREAT AMERICAN TOOL COMPANY INC.'S
NOTICE OF DISMISSAL WITHOUT PREJUDICE**

Plaintiff Great American Tool Company, Inc. ("GATCO") hereby dismisses this action without prejudice pursuant to Fed. R. Civ. P. 41(a)(1).

No adverse party has yet served either an answer to the Complaint or a motion for summary judgment. GATCO has never before dismissed an action based on or including the same claims in any court of the United States or in any state court.

Dated: November 2, 2007

Respectfully Submitted,

DARBY & DARBY, P.C.

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*Attorneys for Plaintiff Great American
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on November 2, 2007, a true copy of the foregoing, **PLAINTIFF GREAT AMERICAN TOOL COMPANY INC.'S NOTICE OF DISMISSAL WITHOUT PREJUDICE**, was submitted to the Court's CM/ECF system for service by the Court's Electronic Transmission Facilities and was served via E-Mail and U.S. Mail to:

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s/ James E. Hanft

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